

**FOREST DEVELOPMENT ROADS AND TRAILS
USE OF VEHICLES OFF FOREST DEVELOPMENT ROADS**

**DESCHUTES NATIONAL FOREST
BEND/FORT ROCK RANGER DISTRICT**

1801 OFF-HIGHWAY VEHICLE PLAY AREA

Pursuant to 36 CFR 261.50(a) and (b), except as noted below, the following acts are prohibited within the area herein called the 1801 Play Area until further notice. The area lies within T 18 S, R 12 E, Sections 27, 28, 29, 32, 33, 34 and T 19 S, R 12 E, Section 3 and is bounded by the Forest Boundary fence line on the North, the Forest Boundary fence line on the West, the southern fence line of Pasture 5 of the Coyote Grazing Allotment on the South (follows Roads 1801-400 and 9701-900), and the powerline on the East (Roads 1800-012 and 1800-019).

1. Possess or use a Class I, Class II or Class III all-terrain motor vehicle as defined by Oregon state law, or any other wheeled motorized vehicle off Forest development roads. 36 CFR 261.56


A Forest development road is a road that is signed on the ground with a brown Carsonite route marker. If it is not signed on the ground with a route marker, it is not a Forest development road and it is not open for motorized use.

Pursuant to 36 CFR, Sec. 261.50(e), the following persons are exempt from Section 1 of this order:

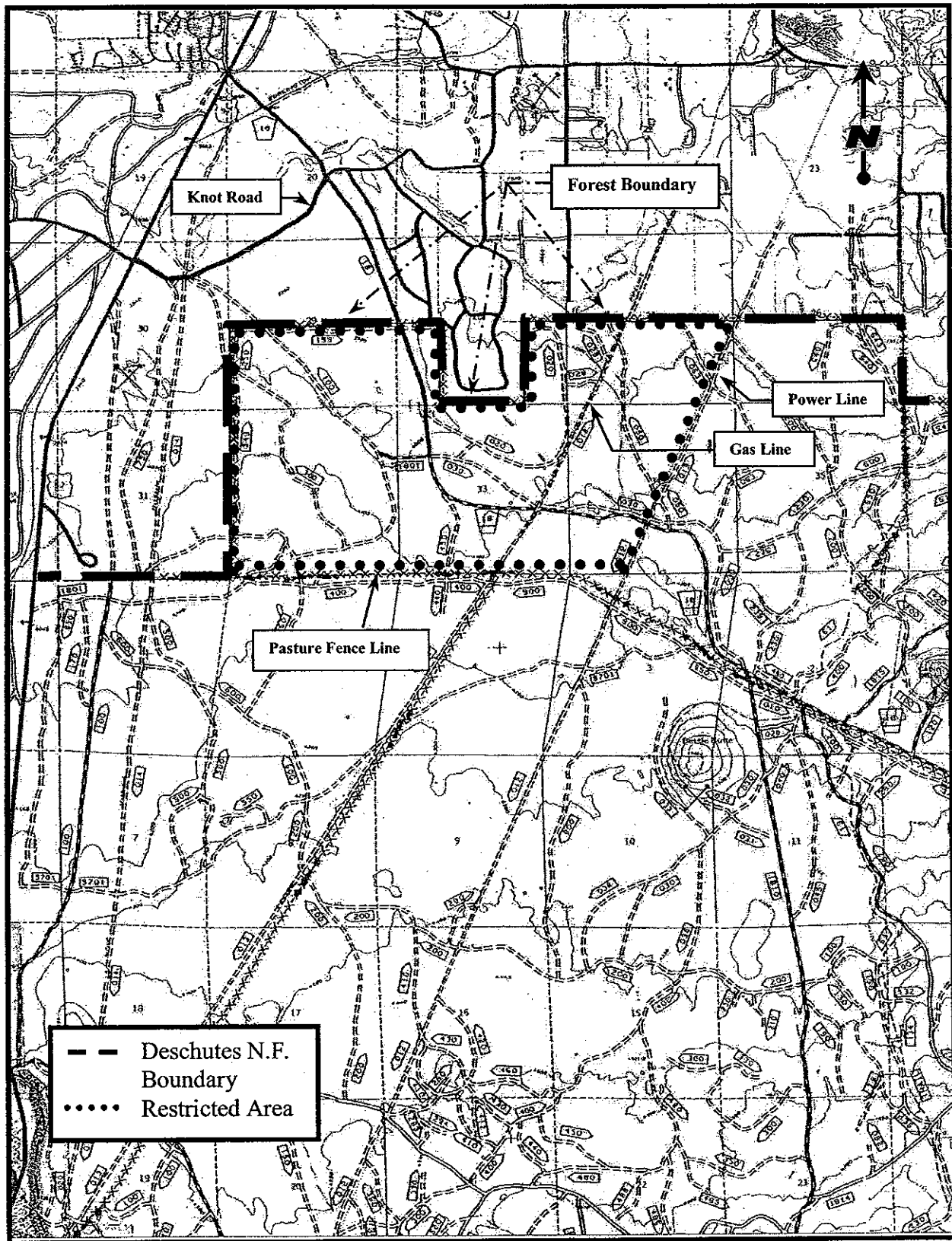
1. Persons with a permit, contract, or special use authorization specifically authorizing the otherwise prohibited act or omission.
2. Any Federal, State or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.
3. Operators of snowmobiles when there is adequate snow pack to prevent soil disturbance.

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Done at Bend, Oregon, this 18th day of December, 2001.


LESLIE C. WELDON
Forest Supervisor
Deschutes National Forest

1801 Off-Highway Vehicle Play Area



Assessment of Need and Enforcement Plan

1. Background. This order is written in response to rapidly increasing off-highway vehicle use at the 1801 play area which is resulting in resource impacts, disturbance to nearby residents, and conflicts with other Forest users. The area is active at all hours and the site is frequently used for parties. Shooting, littering, dumping, are all problems at the site. Use has dramatically increased over the last three years and especially over the last twelve months. The area is expanding as more and more trails are being created with resulting vegetation loss and soil disturbance. The site is currently under analysis in the Kelsey Planning effort, but a decision is not expected until mid-summer. This order will restrict the use within the defined area until the decision can be made to relocate the play area and/or permanently restrict the site.

2. Intent of Subpart B order. The intent of this Order is to prevent additional resource impacts and reduce conflicts with homeowners and other recreational uses until an environmental assessment can be prepared that will provide alternative play area opportunities and/or close the site permanently.

Exemption #1 permits the use of Class I, Class II and Class III ATVs off Forest development roads if authorized by a Forest Service contract or special use authorization. Examples of this are range permittees, irrigation and water systems permittees, and construction contracts.

3. Enforcement Plan. The following activities need to occur to implement this special order in a manner that results in public acceptance and safety:

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	COHVOPS Coordinator	12/14/01
Review proposed order	LE Patrol Supervisor	12/17/01
Approve proposed order	Forest Supervisor	12/18/01
Post order in accordance with 36 CFR 261.51	District Staff Officers and Staff	12/21/01
Prepare news release for local media describing the order and management objectives	District Ranger, PAO, COHVOPS Coordinator, input from LE	12/20/01
Officers will exercise full discretion in the enforcement of this order, especially during its initial phase. Written warnings will be emphasized initially. Posters will be used at major bulletin boards advising of the requirement. Barricades and signs will be placed at entry points to the play area and other dispersed areas where OHV use is likely to occur.	Appropriate Staff LEO/field going personnel	12/24/01

Enforcement Plan approved for implementation:


FOREST SUPERVISOR

12-18-01
DATE

FOREST ORDER ROUTING FORM

Date: 12/18/01

Please route the enclosed Forest Order to the following (please sign off):

1. Preparer (Author) Walt Schlor for Dick DeFord
2. District Staff Representative Walt Schlor for Bill Queen
3. District Ranger Walt Schlor
4. LE Patrol Supervisor (Technical Review) Lee A. Fair
5. Respective Team Leader

ECO	<input checked="" type="checkbox"/>	<u>Bob Leone</u>
AFM	<input checked="" type="checkbox"/>	<u>George Cherley</u>
ADM	<input checked="" type="checkbox"/>	<u>[Signature]</u>
NRTL	<input checked="" type="checkbox"/>	<u>Chris Canty</u> <u>Wally E. H.</u>
6. Forest Supervisor (for signature) Joshua Schlor
7. Distribution Coordinator (LE Legal Asst.)
(Assigns number and Distributes) _____

FSM 5353, R-6 Supplement 50, requires all Subpart B Orders include an explanation of the need for the order and an enforcement action plan.

Prohibition Objective:

Public Notification Plan:

Enforcement Plan: